

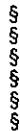
[Skip to Main Content](#) [Logout](#) [My Account](#) [Search](#) [Menu](#) [New Case](#) [Search Refine Search](#) [Back](#)

Location : Galveston County [Images](#)

## CASE SUMMARY

CASE NO. 15-CV-0378

Arnoldo Garza, Et Al vs. Jose E. Manzanares, Et Al



Case Type: **Injury/Damage - Motor Vehicle**  
 Date Filed: **04/17/2015**  
 Location: **10th District Court**  
 Judicial Officer: **Neves, Kerry**

### PARTY INFORMATION

#### Lead Attorneys

Defendant	<b>Liberty Freight Company Inc.</b> C/O Registered Agent Tamela Costoulas 13427 1/2 Pumice Street Norwalk, CA 90650	<b>David M. Medina</b> <i>Retained</i> 713-653-3147(W) 713-862-1002(F) davidmedina@justicedavidmedi
Defendant	<b>Manzanares, Jose E.</b> 8332 Bennett St. Fontana, CA 92335	
Plaintiff	<b>Garza, Arnoldo</b> 5300 Memorial Drive Suite 890 Houston, TX 77007	<b>David M. Medina</b> <i>Retained</i> 713-653-3147(W) 713-862-1002(F) davidmedina@justicedavidmedi
Plaintiff	<b>Garza, Francisca</b> 5300 Memorial Drive, Suite 890 Houston, TX 77007	<b>David M. Medina</b> <i>Retained</i> 713-653-3147(W) 713-862-1002(F) davidmedina@justicedavidmedi

### EVENTS & ORDERS OF THE COURT

OTHER EVENTS AND HEARINGS	
04/17/2015	<b>Original Petition - OCA</b> <i>Petition and Jury Demand-Atty to send request for service once case # received-pd for 2 @ 65 and copy fees</i>
04/17/2015	<b>OCA Case Information Sheet</b> <i>Civil Case Info Sheet</i>
04/17/2015	<b>Request for Civil Service</b> <i>1 Citation by C/M. Assigned to R.K.</i>
04/17/2015	<b>Request for Civil Service</b> <i>Request for issuance of 1 Citation by C/M; Assigned to R.K.</i>
04/17/2015	<b>Citation by Certified Mail Issuance - Work Product</b> <i>Issued 2 Citations Along with S/C Sheet and Mailed by C/M. RK</i>
04/21/2015	<b>Notice - From Court of Setting Date</b> (Judicial Officer: Neves, Kerry ) <i>Status Conference on 07/09/15 @ 9:00 AM</i>
04/24/2015	<b>Citation and Return</b>
05/04/2015	<b>Citation and Return</b>
07/09/2015	<b>Status Conference</b> (9:00 AM) (Judicial Officer Neves, Kerry) <i>IN-PERSON ATTENDANCE BY COUNSEL IS MANDATORY. FAILURE TO DO SO MAY RESULT IN DISMISSAL FOR WANT OF PROSECUTION.</i>

Unofficial Record

OCA CIVIL CASE INFORMATION SHEET  
15-CV-0378

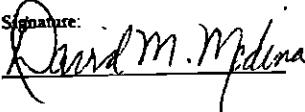
CAUSE NUMBER (FOR CLERK USE ONLY):

COURT (FOR CLERK USE ONLY):

STYLED: Arnoldo Garza and Francisca Garza v.STYLED: Jose E. Manzanes and Liberty Freight Company, Inc.

(e.g. John Smith v. All American Insurance Co; In re Mary Ann Jones; In the Matter of the Estate of George Jackson)

A civil case information sheet must be completed and submitted when an original petition or application is filed to initiate a new civil, family law, probate, or mental health case or when a post-judgment motion for modification or enforcement is filed in a family law case. The information should be the best available at the time of filing. This sheet, approved by the Texas Judicial Council, is intended to collect information that will be used for statistical purposes only. It neither replaces nor supplements the filings or service of pleading or other documents as required by law or rule. The sheet does not constitute a discovery request, response, or supplementation, and it is not admissible at trial.

1. Contact information for person completing case information sheet:		Names of parties in case:	Person or entity completing sheet is:	
Name: <b>DAVID M. MEDINA</b>	Email: <a href="mailto:davidmedina@justice davidmedina.com">davidmedina@justice davidmedina.com</a>	Plaintiff(s)/Petitioner(s): <b>ARNOLDO GARZA and FRANCISCA GARZA</b>	<input checked="" type="checkbox"/> Attorney for Plaintiff/Petitioner <input type="checkbox"/> Pro Se Plaintiff/Petitioner <input type="checkbox"/> Title IV-D Agency <input type="checkbox"/> Other: _____	
Address: 5300 Memorial Drive, Suite 890	Telephone: <b>713-980-5300</b>	Defendant(s)/Respondent(s): <b>JOSE E. MANZANARES and LIBERTY FREIGHT COMPANY, INC.</b>	Additional Parties in Child Support Case:	
City/State/Zip: <b>Houston, TX 77007</b>	Fax: <b>713-583-5915</b>		Custodial Parent: _____	
Signature: 	State Bar No: <b>88</b>		Non-Custodial Parent: _____	
[Attach additional page as necessary to list all parties]				
2. Indicate case type, or identify the most important issue in the case (select only 1):				
Civil		Family Law		
Contract	Injury or Damage	Real Property	Post-judgment Actions (non-Title IV-D)	
<input type="checkbox"/> Debt/Contract <input type="checkbox"/> Consumer/DTPA <input type="checkbox"/> Debt/Contract <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Other Debt/Contract:  <input type="checkbox"/> Foreclosure <input type="checkbox"/> Home Equity—Expedited <input type="checkbox"/> Other Foreclosure <input type="checkbox"/> Franchise <input type="checkbox"/> Insurance <input type="checkbox"/> Landlord/Tenant <input type="checkbox"/> Non-Competition <input type="checkbox"/> Partnership <input type="checkbox"/> Other Contract:  <input type="checkbox"/>	<input type="checkbox"/> Assault/Battery <input type="checkbox"/> Construction <input type="checkbox"/> Defamation <input type="checkbox"/> Malpractice <input type="checkbox"/> Accounting <input type="checkbox"/> Legal <input type="checkbox"/> Medical <input type="checkbox"/> Other Professional Liability: _____  <input checked="" type="checkbox"/> Motor Vehicle Accident <input type="checkbox"/> Premises <input type="checkbox"/> Product Liability <input type="checkbox"/> Asbestos/Silica <input type="checkbox"/> Other Product Liability List Product: _____  <input type="checkbox"/> Other Injury or Damage: _____	<input type="checkbox"/> Eminent Domain/Condemnation <input type="checkbox"/> Partition <input type="checkbox"/> Quiet Title <input type="checkbox"/> Trespass to Try Title <input type="checkbox"/> Other Property: _____	<input type="checkbox"/> Annulment <input type="checkbox"/> Declare Marriage Void <input type="checkbox"/> Divorce <input type="checkbox"/> With Children <input type="checkbox"/> No Children	<input type="checkbox"/> Enforcement <input type="checkbox"/> Modification—Custody <input type="checkbox"/> Modification—Other <b>Title IV-D</b> <input type="checkbox"/> Enforcement/Modification <input type="checkbox"/> Paternity <input type="checkbox"/> Reciprocals (UIFSA) <input type="checkbox"/> Support Order
Employment	Other Civil	Related to Criminal Matters	Other Family Law	Parent-Child Relationship
<input type="checkbox"/> Discrimination <input type="checkbox"/> Retaliation <input type="checkbox"/> Termination <input type="checkbox"/> Workers' Compensation <input type="checkbox"/> Other Employment:  <input type="checkbox"/>	<input type="checkbox"/> Administrative Appeal <input type="checkbox"/> Antitrust/Unfair Competition <input type="checkbox"/> Code Violations <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Intellectual Property	<input type="checkbox"/> Lawyer Discipline <input type="checkbox"/> Perpetuate Testimony <input type="checkbox"/> Securities/Stock <input type="checkbox"/> Tortsious Interference <input type="checkbox"/> Other: _____	<input type="checkbox"/> Enforce Foreign Judgment <input type="checkbox"/> Habeas Corpus <input type="checkbox"/> Name Change <input type="checkbox"/> Protective Order <input type="checkbox"/> Removal of Disabilities of Minority <input type="checkbox"/> Other: _____	<input type="checkbox"/> Adoption/Adoption with Termination <input type="checkbox"/> Child Protection <input type="checkbox"/> Child Support <input type="checkbox"/> Custody or Visitation <input type="checkbox"/> Gestational Parenting <input type="checkbox"/> Grandparent Access <input type="checkbox"/> Paternity/Parentage <input type="checkbox"/> Termination of Parental Rights <input type="checkbox"/> Other Parent-Child: _____
Tax	Probate & Mental Health			
<input type="checkbox"/> Tax Appraisal <input type="checkbox"/> Tax Delinquency <input type="checkbox"/> Other Tax	<input type="checkbox"/> Probate/Wills/Intestate Administration <input type="checkbox"/> Dependent Administration <input type="checkbox"/> Independent Administration <input type="checkbox"/> Other Estate Proceedings			<input type="checkbox"/> Guardianship—Adult <input type="checkbox"/> Guardianship—Minor <input type="checkbox"/> Mental Health <input type="checkbox"/> Other: _____
Appeal from Municipal or Justice Court Arbitration-related Attachment Bill of Review Certiorari Class Action	<input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Garnishment <input type="checkbox"/> Interpleader <input type="checkbox"/> License <input type="checkbox"/> Mandamus <input type="checkbox"/> Post-judgment			<input type="checkbox"/> Prejudgment Remedy <input type="checkbox"/> Protective Order <input type="checkbox"/> Receiver <input type="checkbox"/> Sequestration <input type="checkbox"/> Temporary Restraining Order/Injunction <input type="checkbox"/> Turnover

## 3. Indicate procedure or remedy, if applicable (may select more than 1):

Appeal from Municipal or Justice Court Arbitration-related Attachment Bill of Review Certiorari Class Action	<input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Garnishment <input type="checkbox"/> Interpleader <input type="checkbox"/> License <input type="checkbox"/> Mandamus <input type="checkbox"/> Post-judgment	<input type="checkbox"/> Prejudgment Remedy <input type="checkbox"/> Protective Order <input type="checkbox"/> Receiver <input type="checkbox"/> Sequestration <input type="checkbox"/> Temporary Restraining Order/Injunction <input type="checkbox"/> Turnover
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Assigned to R.K.

Filed: 4/17/2015 11:06:42 AM  
 JOHN D. KINARD - District Clerk  
 Galveston County, Texas  
 Envelope No. 4930523  
 By: Shailja Dixit  
 4/17/2015 11:24:24 AM

**JOHN D. KINARD****DISTRICT CLERK GALVESTON COUNTY****REQUEST FOR ISSUANCE OF SERVICE**Date Requested: 4/16/15Case Number: 15-CV-0378

Galveston County - 10th District Court

Court Description:

Type of Instrument to be served:

Petition (original)**SERVICE TO BE ISSUED ON (Please list exactly as the name appears in the pleading to be served)**Issue Service To: Jose E. ManzanaresAddress of Service: 8332 Bennett St.City, State & Zip: Fontana, CA 92335

Agent (IF APPLICABLE)

**TYPE OF SERVICE TO BE ISSUED:****Non Writs:**

<input checked="" type="checkbox"/> Citation	<input type="checkbox"/> Alias Citation	<input type="checkbox"/> Pluries Citation	<input type="checkbox"/> Citation by Publication	<input type="checkbox"/> Secretary of State Citation
<input type="checkbox"/> Notice	<input type="checkbox"/> Precept	<input type="checkbox"/> Rule 106 Service	<input type="checkbox"/> Subpoena	

**Writs:**

<input type="checkbox"/> Attachment (Person)	<input type="checkbox"/> Attachment (Property)	<input type="checkbox"/> Attachment (Witness)	<input type="checkbox"/> Certiorari
<input type="checkbox"/> Garnishment (Prejudgment)	<input type="checkbox"/> Habeas Corpus	<input type="checkbox"/> Injunction	<input type="checkbox"/> Temporary Restraining Order
<input type="checkbox"/> Possession (Person)	<input type="checkbox"/> Possession (Property)	<input type="checkbox"/> Protective Order (Family)	<input type="checkbox"/> Protective Order (Civil)
<input type="checkbox"/> Scire Facias	<input type="checkbox"/> Sequestration	<input type="checkbox"/> Supersedeas	

 Other (Please Describe): \_\_\_\_\_**UPON ISSUANCE OF SERVICE: (CHECK ONE ONLY)** Send to Sheriff

Note: Citation(s) to be served by Constable will be RETURNED TO REQUESTOR to make arrangements to deliver and make payment for service directly with the Constable

 Civil Process Server (Include the name of the Authorized Person to pick-up): \_\_\_\_\_ Call attorney for pick up (Phone Number): \_\_\_\_\_ Mail to attorney at: \_\_\_\_\_

(Please include a self addressed stamped envelope): \_\_\_\_\_

 District Clerk serve by certified mail**ISSUANCE OF SERVICE REQUESTED BY:**Attorney/Party Name: David M. MedinaLaw Firm (if applicable): The Medina Law FirmBar Number: 88Address: 5300 Memorial Dr. Suite 890Houston TX 77007Phone Number: 713 653-3147 Email Address: davidmedina@justicedavid

\*\*\*Service will only be issued upon payment of costs\*\*\*

medina.com

Date Fees Paid: \_\_\_\_\_

Amount: \_\_\_\_\_

Method of Payment: \_\_\_\_\_

Signature of Attorney Requesting service: \_\_\_\_\_

Assigned to R.K.

**JOHN D. KINARD****DISTRICT CLERK GALVESTON COUNTY****REQUEST FOR ISSUANCE OF SERVICE**Date Requested: 4/10/15Case Number: 15-CV-0378

Court Description: \_\_\_\_\_

Type of Instrument to be served: Original Petition**SERVICE TO BE ISSUED ON (Please list exactly as the name appears in the pleading to be served)**Issue Service To: Liberty Freight Company, IncAddress of Service: 13427 1/2 Pumice StCity, State & Zip: Norwalk, CA 90650Agent (IF APPLICABLE) Tamela Costoulas**TYPE OF SERVICE TO BE ISSUED:****Non Writs:**

Citation  Alias Citation  Pluries Citation  Citation by Publication  Secretary of State Citation  
 Notice  Precept  Rule 106 Service  Subpoena

**Writs:**

Attachment (Person)  Attachment (Property)  Attachment (Witness)  Certiorari  
 Garnishment (Prejudgment)  Habeas Corpus  Injunction  Temporary Restraining Order  
 Possession (Person)  Possession (Property)  Protective Order (Family)  Protective Order (Civil)  
 Scire Facias  Sequestration  Supersedeas  
 Other (Please Describe): \_\_\_\_\_

**UPON ISSUANCE OF SERVICE: (CHECK ONE ONLY)** Send to Sheriff

Note: Citation(s) to be served by Constable will be RETURNED TO REQUESTOR to make arrangements to deliver and make payment for service directly with the Constable

 Civil Process Server (Include the name of the Authorized Person to pick-up): \_\_\_\_\_ Call attorney for pick up (Phone Number): \_\_\_\_\_ Mail to attorney at:

(Please include a self addressed stamped envelope): \_\_\_\_\_

 District Clerk serve by certified mail**ISSUANCE OF SERVICE REQUESTED BY:**Attorney/Party Name: David M. MedinaLaw Firm (if applicable): The Medina Law FirmBar Number: 88Address: 5300 Memorial Drive Suite 890Houston TX 77007Phone Number: 713 653 3147Email Address: david.medina@justice.davidmedina.com

\*\*\*Service will only be issued upon payment of costs\*\*\*

Date Fees Paid: \_\_\_\_\_

Amount: \_\_\_\_\_

Method of Payment: \_\_\_\_\_

Signature of Attorney Requesting service: \_\_\_\_\_

15-CV-0378  
CAUSE NO. \_\_\_\_\_

<b>ARNOLDO GARZA AND FRANCISCA §</b>	<b>IN THE DISTRICT COURT OF</b>
<b>GARZA §</b>	
<b>PLAINTIFFS §</b>	
<b>§</b>	
<b>V. §</b>	<b>GALVESTON COUNTY, T E X A S</b>
<b>§</b>	
<b>JOSE E. MANZANARES AND §</b>	<b>Galveston County - 10th District Court</b>
<b>LIBERTY FREIGHT COMPANY, INC. §</b>	
<b>DEFENDANTS §</b>	<b>JUDICIAL DISTRICT</b>

**PLAINTIFFS' ORIGINAL PETITION**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW Plaintiffs, ARNOLDO GARZA and FRANCISCA GARZA, complaining of Defendants, **JOSE E. MANZANARES** and **LIBERTY FREIGHT COMPANY, INC.** and for cause of action show unto the Court the following:

**DISCOVERY**

1. Plaintiffs intend that discovery be conducted under Discovery Level 2.

**PARTIES AND SERVICE**

2. Plaintiffs Arnoldo Garza and Francisca Garza are residents of Galveston County, Texas.

3. Defendant, **JOSE E. MANZANARES**, is an individual and is a resident of California and may be served with process at 8332 Bennett St. Fontana, CA 92335.

4. Defendant, **LIBERTY FREIGHT COMPANY, INC.** is a foreign Corporation or similar entity, with an office and place of business in California, with the power to sue and

be sued, which regularly does business in Texas and the United States as a transport company and is not registered to do business in the State of Texas, and does not maintain a Texas designated agent on whom service may be made, and thus may be served through Tex. Civ. Prac. Rem. Code 7.044, through the Secretary of State of Texas under the Texas Long Arm Statute, and through its registered agent Tamela Costoulas at 13427 ½ Pumice Street, Norwalk, CA 90650.

**JURISDICTION AND VENUE**

5. The subject matter in controversy is within the jurisdictional limits of this court. This Court has jurisdiction over the parties because the Plaintiffs are Texas residents and venue in Galveston County is proper because Plaintiffs reside in Galveston County and because a substantial part of Plaintiffs' cause of action has occurred or arose in Galveston County, Texas.

**FACTS**

6. On or about August 31, 2013, the Plaintiffs were traveling West on Interstate 10 in Kimble County when their vehicle was struck violently from behind by the vehicle driven by Jose E. Manzanares. The first violent impact caused the Plaintiffs' vehicle to veer out of control and spin when Defendants' vehicle struck Plaintiff's vehicle a second time.

**FIRST CAUSE OF ACTION -**  
**NEGLIGENCE BY JOSE E. MANZANARES**

7. Jose E. Manzanares breached his duty of care owed to the Plaintiffs and others, in failing to operate his vehicle with a reasonable care. The driver should have reasonably

foreseen his acts and omissions would be the proximate cause of an accident and damages to the Plaintiffs and others. Jose E. Manzanares failed to use ordinary care in his acts and omissions including, but not limited to, the following:

- a. In speeding and driving recklessly;
- b. In violating the Texas Transportation Code, Federal Motor Carrier Safety Regulations, as well as other rules and regulations; and
- c. Endangering the safety of others on the road.

**SECOND CAUSE OF ACTION -**  
**RESPONDEAT SUPERIOR**

8. At the time of the incident Jose E. Manzanares was an employee of Liberty Freight Company, Inc., and he was working within the scope of his employment and at their direction when the incident occurred. Therefore, Liberty Freight Company, Inc., is liable to the Plaintiffs for their injuries and other damages under theories of Respondeat Superior or Agency for Jose E. Manzanares' negligence and other conduct. In the alternative, if Jose E. Manzanares was an independent contractor of Liberty Freight Company, Inc., then it is liable under the theories of agency for Jose E. Manzanares' acts and omissions as described.

**THIRD CAUSE OF ACTION –**  
**NEGLIGENT ENTRUSTMENT, NEGLIGENT TRAINING,**  
**MANAGEMENT AND SUPERVISION**

9. The injuries and damages sustained by the Plaintiffs were caused by the negligent entrustment of the vehicle by Liberty Freight Company, Inc., as well as the negligent training, management, and supervision of Jose E. Manzanares.

**DAMAGES**

10. As a direct and proximate result of the above aforementioned negligence the Plaintiffs' sustained injuries and other damages as follows:

- a. Pain and Suffering and mental anguish (past & future);
- b. Physical Disfigurement and Impairment (past & future);
- c. Reasonable and Necessary Medical Expenses (past & future);
- d. Lost Wages in the past; and
- e. Diminution of future earning capacity.

**REQUEST FOR PRODUCTION**

11. The Plaintiffs hereby requests each Defendant to respond fully to the following Request for Production within 50 days of being served with this document pursuant to the Texas Rules of Civil Procedure:

**Request for Production One:** Please provide true and correct copies of any and all photographs of the Defendants vehicle damage related to the collision made the basis of this suit.

**RESPONSE:**

**Request for Production Two:** Please provide true and correct copies of Jose E. Manzanares' driver's license.

**RESPONSE:**

**Request for Production Three:** Please provide true and correct copies of any and all employment contracts in effect related to Jose E. Manzanares' scope of work at the time of the collision made the basis of this suit.

**RESPONSE:**

**Request for Production Four:** Please provide true and correct copies of any and all independent contractor agreements in place Jose E. Manzanares had at the time related to the scope of work performed by Jose E. Manzanares at the time of the collision made the basis of this suit.

**RESPONSE:**

**Request for Production Five:** Please provide true and correct copies of any and all titles to vehicles and/or trailers that were driven by Jose E. Manzanares at the time of collision made the basis of this suit.

**RESPONSE:**

**Request for Production Six:** Please provide true and correct copies of any and all estimates for repair to the Defendants vehicles involved in the collision made the basis of this suit.

**RESPONSE:**

**Request for Production Seven:** Please provide true and correct copies of any and all training manuals provided to Jose E. Manzanares prior to the time of the collision made the basis of this suit.

**RESPONSE:**

**Request for Production Eight:** Please provide true and correct copies of any and all documents reflecting the goods Jose E. Manzanares was transporting at the time of the collision made the basis of this suit.

**RESPONSE:**

**Request for Production Nine:** Please provide true and correct copies of any and all photographs or video/audio recordings you have of the Plaintiffs or Jose E. Manzanares.

**RESPONSE:**

**Request for Production Ten:** Please provide true and correct copies of any and all employment applications related to Jose E. Manzanares prior to the date of the collision made the basis of this suit.

**RESPONSE:**

**Request for Production Eleven:** Please provide true and correct copies of any and all cell phone records relating to the cellular telephone owned or used by Jose E. Manzanares on the date of the collision made the basis of this suit.

**RESPONSE:**

**REQUEST FOR DISCLOSURE**

12. The Plaintiffs hereby requests each Defendant to respond fully to all information contained in Rule 194.2 of the Texas Rules of Civil Procedure.

**JURY DEMAND**

Plaintiffs hereby demand trial by jury.

**PRAYER**

WHEREFORE, PREMISES CONSIDERED, Plaintiff prays the Defendants be cited herein in terms of the law to appear and answer herein and that upon final trial on the merits, Plaintiffs obtain judgment against Defendants for the following:

- a. monetary relief over \$200,000 but not more than \$1,000,000;
- b. pre-judgment and post-judgment interest thereon at the maximum legal rate;
- c. costs of Court; and
- d. such other and further relief, special and general at law and in equity to which

Plaintiffs may be justly entitled.

Respectfully Submitted,

**THE MEDINA LAW FIRM**

By: /s/ David M. Medina

**DAVID M. MEDINA**

SBN: 88

5300 Memorial Drive, Suite 890

Houston, Texas 77007

Telephone: 713-653-3147

Facsimile: 713-862-1002

davidmedina@justicedavidmedina.com

**THE RIEBSCHLAGER LAW FIRM, PC**

**GARY M. RIEBSCHLAGER**

801 Congress St., Suite 250

Houston, Texas 77002

Telephone: (281) 904-1404

Email: gary@riebschLAGERlaw.com

**ATTORNEYS FOR PLAINTIFFS**

**ARNOLDO GARZA AND  
FRANCISCA GARZA**

**CITATION BY CERTIFIED MAIL (TRC 106)**

**THE STATE OF TEXAS**

Cause No: 15-CV-0378

10th District Court of Galveston County

ARNOLDO GARZA, ET AL VS. JOSE E. MANZANARES, ET AL

TO: Jose E. Manzanares 8332 Bennett St Fontana CA 92335

Defendant Greetings:

**NOTICE TO DEFENDANT:** "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 am on the Monday next following the expiration of 20 day after the date you were served this citation and petition, a default judgment may be taken against you." TRCP. 99

You are hereby commanded to appear by filing a written answer to the Plaintiff's Petition at or before 10:00 o'clock A.M. on the Monday next after the expiration of 20 days after the date of service of this citation before the 10th District Court of Galveston County, at the Courthouse in said County in Galveston, Texas. Said Plaintiff's Original Petition - OCA was filed in said court on the **17th day of April, 2015** in the above entitled cause.

The nature of Plaintiff's demand is fully shown by a true and correct copy of Plaintiff's Original Petition - OCA accompany this citation and made a part hereof.

Issued and given under my hand and the seal of the Said Court at Galveston, Texas, on the **17th day of April, 2015**.

Issued at the request of  
David M Medina  
The Medina Law Firm  
5300 Memorial Drive Suite 890  
Houston TX 77007



John D. Kinard, District Clerk  
Galveston County, Texas

By:

Rolande Kain, Deputy

**SEE ATTACHED FORM**

**NOTE: Status Conference set: 07/09/2015**

**CERTIFICATE OF DELIVERY BY CERTIFIED MAIL**

Came to hand on the 4/17/2015 at 3:00 o'clock P. M. and executed on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_. M., by mailing the same to Jose E. Manzanares, Defendant by registered or certified mail article number **7196 9008 9111 2751 1181**, with delivery restricted to addressee only, return receipt requested, a true copy of this citation with a copy of the petition were attached thereto.

Fee-Serving: \$ \_\_\_\_\_

**JOHN D. KINARD, District Clerk Galveston County, Texas**  
Authorized Person

BY: \_\_\_\_\_, Deputy Clerk

**CITATION BY CERTIFIED MAIL (TRC 106)**

**THE STATE OF TEXAS**

Cause No: 15-CV-0378

10th District Court of Galveston County

ARNOLDO GARZA, ET AL VS. JOSE E. MANZANARES, ET AL

TO: **Liberty Freight Company Inc.** C/O Registered Agent Tamela Costoulas 13427 1/2 Pumice Street Norwalk CA 90650

Defendant Greetings:

**NOTICE TO DEFENDANT:** "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 am on the Monday next following the expiration of 20 day after the date you were served this citation and petition, a default judgment may be taken against you." TRCP. 99

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The nature of Plaintiff's demand is fully shown by a true and correct copy of Plaintiff's Original Petition - OCA accompany this citation and made a part hereof.

Issued and given under my hand and the seal of the Said Court at Galveston, Texas, on the **17th day of April, 2015**.

Issued at the request of  
David M Medina  
The Medina Law Firm  
5300 Memorial Drive Suite 890  
Houston TX 77007



**John D. Kinard, District Clerk**  
Galveston County, Texas

By:

Rolande Kain, Deputy

**SEE ATTACHED FORM**

**NOTE: Status Conference set: 07/09/2015**

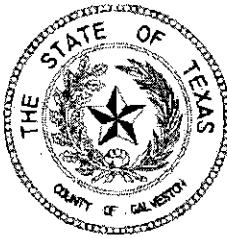
**CERTIFICATE OF DELIVERY BY CERTIFIED MAIL**

Came to hand on the 4/17/2015 at 3:00 o'clock P. M. and executed on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_. M., by mailing the same to **Liberty Freight Company Inc.**, Defendant by registered or **certified mail** article number **7196 9008 9111 2751 1198**, with delivery restricted to addressee only, return receipt requested, a true copy of this citation with a copy of the petition were attached thereto.

Fee-Serving: \$ \_\_\_\_\_

**JOHN D. KINARD, District Clerk Galveston County, Texas**  
Authorized Person

BY: \_\_\_\_\_, Deputy Clerk



15 APR 21 PM 8:16

*D. D. Medina*  
DISTRICT CLERK  
GALVESTON COUNTY, TEXAS

10<sup>th</sup> Judicial District Court  
Galveston, County, Texas

Kerry Neves  
Judge

## NOTICE OF CASE SETTING/ACTION

April 20, 2015

DAVID M. MEDINA  
THE MEDINA LAW FIRM  
5300 MEMORIAL DRIVE SUITE 890  
HOUSTON TX 77007

Fax: 713-583-5915  
Email: [davidmedina@justicedavidmedina.com](mailto:davidmedina@justicedavidmedina.com)

CASE NUMBER: 15-CV-0378

CASE STYLE: ARNOLDO GARZA, ET AL VS. JOSE E. MANZANARES, ET AL

DATE: July 09, 2015 TIME: 9:00 AM

TYPE OF SETTING/ACTION: STATUS CONFERENCE. IN-PERSON ATTENDANCE BY COUNSEL  
IS MANDATORY. FAILURE TO DO SO MAY RESULT IN DISMISSAL FOR WANT OF  
PROSECUTION.

It is the Plaintiff's responsibility to give notice to all parties as they are served and/or answer.

FROM: Lori Wilson  
COURT COORDINATOR  
10<sup>th</sup> JUDICIAL DISTRICT COURT  
600 59<sup>th</sup> ST, 4th FLOOR  
GALVESTON, TX 77551  
(409) 766-2230

RETURN TO FAX NO.: (409) 770-5266

### CONFIDENTIALITY NOTE

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately and we will arrange to retrieve the document from you.

15-CV-0378  
DCNOFCS  
Notice - From Court of Setting Date  
1025961



# Xerox WorkCentre 5330

## Transmission Report

Date & Time : 04/20/2015 4:26 PM  
Page : 1 (Last Page)

The job has been sent.

Job Date & Time

04/20/2015 4:25 PM



10<sup>th</sup> Judicial District Court  
Galveston, County, Texas

Kerry Neves  
Judge

### NOTICE OF CASE SETTING/ACTION.

April 20, 2015

DAVID M. MEDINA  
THE MEDINA LAW FIRM  
5300 MEMORIAL DRIVE SUITE 890  
HOUSTON TX 77007

CASE NUMBER: 15-CV-0378

CASE STYLE: ARNOLDO GARZA, ET AL VS. JOSE E. MANZANARES, ET AL

DATE: July 09, 2015 TIME: 8:00 AM

Fax: 713-583-5915  
Email: davidmedina@justicedavidmedina.com

TYPE OF SETTING/ACTION: STATUS CONFERENCE. IN-PERSON ATTENDANCE BY COUNSEL  
IS MANDATORY. FAILURE TO DO SO MAY RESULT IN DISMISSAL FOR WANT OF  
PROSECUTION.

It is the Plaintiff's responsibility to give notice to all parties as they are served and/or answer.

FROM: Lori Wilson  
COURT COORDINATOR  
10<sup>th</sup> JUDICIAL DISTRICT COURT  
800 59<sup>th</sup> ST, 4th FLOOR  
GALVESTON, TX 77551  
(409) 766-2230

RETURN TO FAX NO.: (409) 770-5266

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Date & Time Sent  
04/20/2015 4:26 PM

Recipient Information  
davidmedina@justicedavidmedina.com

Result  
Completed

# FAX CONFIRMATION

Result: Success

## Sent by:

Name: Fax Sender  
Voice Number:  
Fax Number:  
RightFax ID: WALKUP

## Sent to:

Name: Fax User  
Company:  
Number/Address: 7135835915  
Voice Number:  
Remote CSID: 17135835915

## Details:



10<sup>th</sup> Judicial District Court  
Galveston County, Texas

Kerry Neves  
Judge

### NOTICE OF CASE SETTING/ACTION

April 20, 2015

DAVID M. MEDINA  
THE MEDINA LAW FIRM  
5300 MEMORIAL DRIVE SUITE 890  
HOUSTON TX 77007

Fax: 713-583-5915  
Email: davidmedina@justicedavidmedina.com

CASE NUMBER: 15-CV-0378

CASE STYLE: ARNOLDO GARZA, ET AL VS. JOSE E. MANZANARES, ET AL

DATE: July 09, 2015 TIME: 9:00 AM

TYPE OF SETTING/ACTION: STATUS CONFERENCE. IN-PERSON ATTENDANCE BY COUNSEL IS MANDATORY. FAILURE TO DO SO MAY RESULT IN DISMISSAL FOR WANT OF PROSECUTION.

It is the Plaintiff's responsibility to give notice to all parties as they are served and/or answer.

FROM: Lori Wilson  
COURT COORDINATOR  
10<sup>th</sup> JUDICIAL DISTRICT COURT  
800 69<sup>th</sup> ST, 4th FLOOR  
GALVESTON, TX 77551  
(409) 766-2230

RETURN TO FAX NO.: (409) 770-5266

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Fax Channel: 3

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Scanned at: 04/20/15 16:23:30

Submitted at: 04/20/15 16:23:30

Completed at: 04/20/15 16:23:39

**CITATION BY CERTIFIED MAIL (TRC 106)**

**THE STATE OF TEXAS**

Cause No: 15-CV-0378  
10th District Court of Galveston County

ARNOLDO GARZA, ET AL VS. JOSE E. MANZANARES, ET AL

TO: Jose E. Manzanares 8332 Bennett St Fontana CA 92335

Defendant Greetings:

**NOTICE TO DEFENDANT:** "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 am on the Monday next following the expiration of 20 day after the date you were served this citation and petition, a default judgment may be taken against you." TRCP. 99

You are hereby commanded to appear by filing a written answer to the Plaintiff's Petition at or before 10:00 o'clock A.M. on the Monday next after the expiration of 20 days after the date of service of this citation before the 10th District Court of Galveston County, at the Courthouse in said County in Galveston, Texas. Said Plaintiff's Original Petition - OCA was filed in said court on the **17th day of April, 2015** in the above entitled cause.

The nature of Plaintiff's demand is fully shown by a true and correct copy of Plaintiff's Original Petition - OCA accompany this citation and made a part hereof.

Issued and given under my hand and the seal of the Said Court at Galveston, Texas, on the **17th day of April, 2015**.

Issued at the request of  
David M Medina  
The Medina Law Firm  
5300 Memorial Drive Suite 890  
Houston TX 77007



John D. Kinard, District Clerk  
Galveston County, Texas

By:

Rolande Kain

Rolande Kain, Deputy

**SEE ATTACHED FORM**

**NOTE: Status Conference set: 07/09/2015**

**CERTIFICATE OF DELIVERY BY CERTIFIED MAIL**

Came to hand on the 4/17/2015 at 3:00 o'clock P. M. and executed on the 30 day of April, 2015, at \_\_\_\_\_  
o'clock \_\_\_\_\_ M., by mailing the same to Jose E. Manzanares, Defendant by registered or certified mail article number 7196 9008  
9111 2751 1181, with delivery restricted to addressee only, return receipt requested, a true copy of this citation with a copy of the  
petition were attached thereto.

Fee-Serving:

\$ 65.00

JOHN D. KINARD, District Clerk Galveston County, Texas  
Authorized Person

BY:

Rolande Kain

Deputy Clerk

**Certified Article Number**

7196 9008 9111 2751 1181

15-CV-0378  
DCCIR  
Citation and Return  
1032619



2. Article Number



7196 9008 9111 2751 1181

3. Service Type: CERTIFIED MAIL™

4. Restricted Delivery? (Extra Fee)  Yes

1. Article Addressed to:

Jose E. Manizanares  
8332 Bennett St  
Fontana, CA 92335

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

B. Date of Delivery

11/30/15

C. Signature

X *Jose E. Manizanares*

D. Is delivery address different from item 1?

If YES, enter delivery address below:

Agent  
 Addressee  
 Yes  
 No

Reference Information

15-CV-0378

Rolande Kain

PS Form 3811, January 2005

Domestic Return Receipt

UNITED STATES POSTAL SERVICE

CA 9241

30 APR '15

PRINT YOUR NAME, ADDRESS AND ZIP CODE BELOW

First-Class Mail®  
Postage & Fees Paid  
USPS  
Permit No. G-10

JOHN D KINARD  
GALVESTON COUNTY DISTRICT CLERK  
600 59TH STREET SUITE 4001  
PO BOX 17250  
GALVESTON TX 77551-4019

**CITATION BY CERTIFIED MAIL (TRC 106)**

**THE STATE OF TEXAS**

Cause No: 15-CV-0378

10th District Court of Galveston County

ARNOLDO GARZA, ET AL VS. JOSE E. MANZANARES, ET AL

TO: **Liberty Freight Company Inc.** C/O Registered Agent Tamela Costoulas 13427 1/2 Pumice Street Norwalk CA 90650

Defendant Greetings:

**NOTICE TO DEFENDANT:** "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 am on the Monday next following the expiration of 20 day after the date you were served this citation and petition, a default judgment may be taken against you." TRCP. 99

You are hereby commanded to appear by filing a written answer to the Plaintiff's Petition at or before 10:00 o'clock A.M. on the Monday next after the expiration of 20 days after the date of service of this citation before the 10th District Court of Galveston County, at the Courthouse in said County in Galveston, Texas. Said Plaintiff's **Original Petition - OCA** was filed in said court on the **17th day of April, 2015** in the above entitled cause.

The nature of Plaintiff's demand is fully shown by a true and correct copy of Plaintiff's Original Petition - OCA accompany this citation and made a part hereof.

Issued and given under my hand and the seal of the Said Court at Galveston, Texas, on the **17th day of April, 2015**.

Issued at the request of

David M Medina  
The Medina Law Firm  
5300 Memorial Drive Suite 890  
Houston TX 77007



John D. Kinard, District Clerk  
Galveston County, Texas

By:

Rolande Kain

Rolande Kain, Deputy

**SEE ATTACHED FORM**

**NOTE: Status Conference set: 07/09/2015**

**CERTIFICATE OF DELIVERY BY CERTIFIED MAIL**

Came to hand on the 4/17/2015 at 3:00 o'clock P. M. and executed on the 20th day of Apr. 1, 2015, at \_\_\_\_\_  
o'clock \_\_\_\_\_. M., by mailing the same to **Liberty Freight Company Inc.**, Defendant by registered or certified mail article number **7196 9008 9111 2751 1198**, with delivery restricted to addressee only, return receipt requested, a true copy of this citation with a copy of the petition were attached thereto.

Fee-Serving:

\$ 65.00

JOHN D. KINARD, District Clerk Galveston County, Texas

Authorized Person

BY:

Rolande Kain

Deputy Clerk

**Certified Article Number**

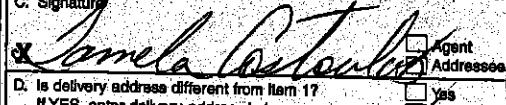
**7196 9008 9111 2751 1198**

**SENDERS RECORD**

15-CV-0378  
DCCR  
Citation and Return  
1029138



<b>2. Article Number</b>	
	
7196 9008 9111 2751 1195	
<b>3. Service Type</b> CERTIFIED MAIL™	
<b>4. Restricted Delivery? (Extra Fee)</b> <input type="checkbox"/> Yes	
<b>1. Article Addressed to:</b>	
Liberty Freight Company Inc. C/O Registered Agent Tamela Costoulas 13427 1/2 Pumice Street Norwalk, CA 90650	
PS Form 3811, January 2005 Domestic Return Receipt	

COMPLETE THIS SECTION ON DELIVERY	
<b>A. Received by (Please Print Clearly).</b>	<b>B. Date of Delivery</b>
4/20/15	
<b>C. Signature</b>	
	
<b>D. Is delivery address different from item 1? If YES, enter delivery address below:</b>	
<input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee <input type="checkbox"/> Yes <input type="checkbox"/> No	

**Reference Information**

15-CV-0378

Rolande Kain

UNITED STATES POSTAL SERVICE®

First-Class Mail®  
Postage & Fees Paid  
USPS®  
Permit No. G-10

● PRINT YOUR NAME, ADDRESS AND ZIP CODE BELOW ●

JOHN D KINARD  
GALVESTON COUNTY DISTRICT CLERK  
600 59TH STREET SUITE 4001  
PO BOX 17250  
GALVESTON TX 77551-4010

